

109TH CONGRESS  
1ST SESSION

# H. R. 3812

To authorize the Secretary of the Interior to prepare a feasibility study with respect to the Mokelumne River, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 15, 2005

Mr. POMBO introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To authorize the Secretary of the Interior to prepare a feasibility study with respect to the Mokelumne River, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. AUTHORIZATION OF MOKELUMNE RIVER RE-**  
4 **GIONAL WATER STORAGE AND CONJUNCTIVE**  
5 **USE PROJECT STUDY.**

6 Pursuant to the Reclamation Act of 1902 (32 Stat.  
7 388) and Acts amendatory thereof and supplemental  
8 thereto, not later than 2 years after the date of the enact-  
9 ment of this Act, the Secretary of the Interior (hereafter  
10 in this Act referred to as the “Secretary”), through the

1 Bureau of Reclamation, and in consultation and coopera-  
2 tion with the Mokelumne River Water and Power Author-  
3 ity, shall complete and submit to the Committee on Re-  
4 sources of the House of Representatives and the Com-  
5 mittee on Energy and Natural Resources of the Senate  
6 copies of a study to determine the feasibility of con-  
7 structing a project to provide additional water supply and  
8 improve water management reliability through the devel-  
9 opment of new water storage and conjunctive use pro-  
10 grams.

11 **SEC. 2. USE OF REPORTS AND OTHER INFORMATION.**

12 In developing the study under section 1, the Sec-  
13 retary shall use, as appropriate, reports and any other rel-  
14 evant information supplied by the Mokelumne River Water  
15 and Power Authority, the East Bay Municipal Utility Dis-  
16 trict, and other Mokelumne River Forum stakeholders.

17 **SEC. 3. COST SHARES.**

18 (a) FEDERAL SHARE.—The Federal share of the  
19 costs of the study conducted under this Act shall not ex-  
20 ceed 50 percent of the total cost of the study.

21 (b) IN-KIND CONTRIBUTIONS.—The Secretary shall  
22 accept, as appropriate, such in-kind contributions of goods  
23 or services from the Mokelumne River Water and Power  
24 Authority as the Secretary determines will contribute to  
25 the conduct and completion of the study conducted under

1 this Act. Goods and services accepted under this section  
2 shall be counted as part of the non-Federal cost share for  
3 that study.

4 **SEC. 4. WATER RIGHTS.**

5 Nothing in this Act shall be construed to invalidate,  
6 preempt, or create any exception to State water law, State  
7 water rights, or Federal or State permitted activities or  
8 agreements.

9 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

10 There is authorized to be appropriated to the Sec-  
11 retary \$3,300,000 for the Federal cost share of the study  
12 conducted under this Act.

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